

GUTRIIDE SAEIER LLP

Seth A. Safier (State Bar No. 197427)
seth@gutridesafier.com
Marie A. McCrary (State Bar No. 262670)
marie@gutridesafier.com
Anthony J. Patek (State Bar No. 228964)
tony@gutridesafier.com
Kali R. Backer (State Bar No. 342492)
kali@gutridesafier.com
100 Pine Street, Suite 1250
San Francisco, CA 94111
Telephone: (415) 639-9090
Facsimile: (415) 449-6469

Patrick J. Branson (*pro hac vice*)
patrick@gutridesafier.com
305 Broadway, 7th Floor
New York, NY 10007
Telephone: (415) 639-9090
Facsimile: (415) 449-6469

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA

MARTHA VALENTINE, et al.,

Case No. 3:22-cv-07463-TLT

Plaintiffs,

**PLAINTIFF TIFFANY AVINO'S NOTICE
OF APPEAL**

V.

CROCS, INC.,

Defendant.

1 **TO DEFENDANT AND ITS ATTORNEYS OF RECORD:**

2 Notice is hereby given that, pursuant to 28 U.S.C. § 1291 and 28 U.S.C. § 2107(a), Plaintiff
3 Tiffany Avino appeals to the United States Court of Appeals for the Ninth Circuit from this Court's
4 Order Denying Motion to Certify Class and Denying Related Daubert Motion (Dkt. No. 150) filed
5 on October 16, 2024 and Clerk's Judgment (Dkt. No. 175) filed on February 14, 2025.

6 In accordance with the Federal Rule of Appellate Procedure 12(b) and the Ninth Circuit Rule
7 3-2(b), a Representation Statement is appended hereto.

8 Respectfully submitted this 3rd day of March, 2025.

9 **GUTRIDE SAFIER LLP**

10 /s/ Seth A. Safier /s/
11 Seth A. Safier (State Bar No. 197427)
12 seth@gutridesafier.com
13 Marie A. McCrary (State Bar No. 262670)
14 marie@gutridesafier.com
15 Kali R. Backer (State Bar No. 342492)
16 kali@gutridesafier.com
17 Anthony J. Patek (State Bar No. 228964)
18 anthony@gutridesafier.com
19 100 Pine Street, Suite 1250
20 San Francisco, CA 94111
21 Telephone: (415) 639-9090
22 Facsimile: (415) 449-6469

23 *Attorneys for Plaintiffs*

REPRESENTATION STATEMENT

In accordance with the Federal Rule of Appellate Procedure 12(b) and the Ninth Circuit Rule 3-2(b), the following list represents all parties to the action and, upon information and belief, their respective counsel by name, address, telephonic number, and email address.

Party	Counsel of Record
Plaintiff-Appellant Tiffany Avino	<p>GUTRIDE SAFIER LLP Seth A. Safier (State Bar No. 197427) seth@gutridesafier.com Marie A. McCrary (State Bar No. 262670) marie@gutridesafier.com Kali R. Backer (State Bar No. 342492) kali@gutridesafier.com Anthony J. Patek (State Bar No. 228964) anthony@gutridesafier.com 100 Pine Street, Suite 1250 San Francisco, CA 94111 Telephone: (415) 639-9090 Facsimile: (415) 449-6469</p> <p>GUTRIDE SAFIER LLP Patrick J. Branson (<i>pro hac vice</i>) patrick@gutridesafier.com 305 Broadway, 7th Floor New York, NY 10007 Telephone: (415) 639-9090 Facsimile: (415) 449-6469</p>
Defendant-Appellee Crocs, Inc.	<p>KELLEY DRYE & WARREN LLP Becca Wahlquist (State Bar No. 215948) BWahlquist@kelleydrye.com Ruth M. Kwon (State Bar No. 334076) RKwon@kelleydrye.com 350 South Grand Avenue, Suite 3800 Los Angeles, CA 90071 Telephone: (213) 547-4900 Facsimile: (213) 547-4901</p> <p>KELLEY DRYE & WARREN LLP Jonathan Cooperman (admitted <i>pro hac vice</i>) JCooperman@kelleydrye.com Caitlin R. Hickey (admitted <i>pro hac vice</i>) CHickey@Kelleydrye.com 3 World Trade Center 175 Greenwich Street New York, NY 10007 Telephone: (212) 808-7800 Facsimile: (212) 808-7897</p>

1 Respectfully submitted this 3rd day of March, 2025.
2
3

4 **GUTRIDE SAFIER LLP**
5
6

7 */s/ Seth A. Safier /s/*
8 Seth A. Safier (State Bar No. 197427)
9 seth@gutridesafier.com
10 Marie A. McCrary (State Bar No. 262670)
11 marie@gutridesafier.com
12 Kali R. Backer (State Bar No. 342492)
13 kali@gutridesafier.com
14 Anthony J. Patek (State Bar No. 228964)
15 anthony@gutridesafier.com
16 100 Pine Street, Suite 1250
17 San Francisco, CA 94111
18 Telephone: (415) 639-9090
19 Facsimile: (415) 449-6469

20 Patrick J. Branson (*pro hac vice*)
21 patrick@gutridesafier.com
22 305 Broadway, 7th Floor
23 New York, NY 10007
24 Telephone: (415) 639-9090
25 Facsimile: (415) 449-6469

26 *Attorneys for Plaintiffs*
27
28

16 **CERTIFICATE OF SERVICE**

17 I hereby certify that on March 3, 2025, I electronically filed the foregoing document with the
18 Clerk of the Court using the CM/ECF system, which will automatically send notification of the filing
19 to all counsel of record.

20 Dated: March 3, 2025

21 **GUTRIDE SAFIER LLP**
22
23

24 */s/ Seth A. Safier /s/*
25 Seth A. Safier (State Bar No. 197427)
26 seth@gutridesafier.com
27 Marie A. McCrary (State Bar No. 262670)
28 marie@gutridesafier.com
Kali R. Backer (State Bar No. 342492)
 kali@gutridesafier.com
Anthony J. Patek (State Bar No. 228964)
 anthony@gutridesafier.com
100 Pine Street, Suite 1250
San Francisco, CA 94111
Telephone: (415) 639-9090
Facsimile: (415) 449-6469

Patrick J. Branson (*pro hac vice*)
patrick@gutridesafier.com
305 Broadway, 7th Floor
New York, NY 10007
Telephone: (415) 639-9090
Facsimile: (415) 449-6469

Attorneys for Plaintiffs